

**SUMMARY REPORT TO MANAGER**  
for City Council Meeting of May 11, 2009

**SUBJECT:** Second reading of an ordinance to amend Section 21-130 of  
Article VIII of Chapter 21 of the Midland Code of Ordinances

**INITIATED BY:** City Attorney's Office

**RESOLUTION SUMMARY:** Second reading of an ordinance to amend Section 21-130 of  
Article VIII of Chapter 21 of the Midland Code of Ordinances  
regarding penalties for parking violations.

**ITEMS ATTACHED:**

1. Letter of Transmittal.
2. Ordinance.

**COUNCIL ACTION:**

1. Second reading of the ordinance.
2. 3/5 vote required for approval.

James O. Branson III  
City Attorney



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May 11, 2009

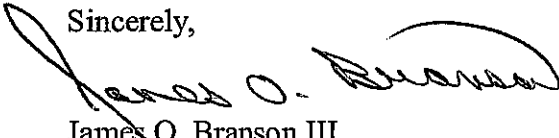
Honorable Mayor and City Council  
City of Midland  
Midland, Michigan 48640

Dear Council Members:

The first reading of the ordinance to amend Section 21-130 of Article VIII of Chapter 21 of the Midland Code of Ordinances was held before the City Council on April 27, 2009. Attached for second reading is the proposed ordinance amendment which, if adopted, would increase penalties for parking violations and would become effective on July 1, 2009.

If you have any questions concerning the proposed amendment please contact my office.

Sincerely,



James O. Branson III  
City Attorney

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ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF MIDLAND, MICHIGAN, BY AMENDING SECTION 21-130 OF ARTICLE VIII OF CHAPTER 21 THEREOF.

The City of Midland Ordains:

Section 1. Section 21-130 of Article VIII of Chapter 21 is hereby amended to read as follows:

**Sec. 21-130. Parking violations and penalty schedule.**

The following parking violations may be settled by payment of the penalty designated:

	Offense	Penalty
(1)	Failure to display required permit	\$15.00
(2)	Parking too far from curb	\$15.00
(3)	Angle parking violations	\$15.00
(4)	Obstructing traffic	\$30.00
(5)	Prohibited parking (signs unnecessary):	
a.	On sidewalk	\$15.00
b.	In front of a public or private driveway	\$30.00
c.	Within an intersection	\$30.00
d.	Within 15 feet of hydrant	\$30.00
e.	On a crosswalk	\$30.00
f.	Within 20 feet of a crosswalk or 15 feet of corner lot lines	\$15.00
g.	Within 30 feet of traffic control signal or device	\$15.00
h.	Safety zone	\$30.00
i.	Within 50 feet of a railroad crossing	\$50.00
j.	Within 20 feet of a fire station entrance	\$30.00
k.	Within 75 feet of a fire station entrance (on opposite side of street, signs required)	\$30.00
l.	Beside street excavation when traffic obstructed	\$30.00
m.	Double parking	\$30.00
n.	On bridge or viaduct or within tunnel	\$30.00
o.	Within 200 feet of accident where police in attendance	\$15.00
p.	In front of any theater	\$15.00
q.	Blocking emergency exit	\$30.00
r.	Blocking fire escape	\$30.00

(6)	Leaving vehicle unattended with the motor running with keys in vehicle	\$15.00
(7)	In prohibited zones (signs required)	\$15.00
(8)	In an alley	\$15.00
(9)	Parking on lawn extension	\$15.00
(10)	Parking for prohibited purpose:	
	a. Displaying vehicle for sale	\$15.00
	b. Working on or repairing vehicle	\$15.00
	c. Displaying advertising	\$15.00
	d. Selling merchandise	\$15.00
	e. Storage over 48 hours	\$15.00
(11)	Wrong side boulevard roadway	\$15.00
(12)	Loading zone violation	\$15.00
(13)	Bus, parking other than bus stop	\$15.00
(14)	Taxicab, parking other than cab stand	\$15.00
(15)	Bus, taxicab stand violations	\$15.00
(16)	Meter violations	\$10.00
(17)	Meters, not parked within space	\$15.00
(18)	Violations of parking lot parking regulations	\$15.00
(19)	Parking on footwalks, bridges, paths, sidewalks, grass plots or planted spaces of park or boulevard	\$30.00
(20)	Parking on streets between 3:00 a.m. and 6:00 a.m.	\$30.00
(21)	Failure to set brakes	\$15.00
(22)	Parked on grade, wheels not turned to curb	\$15.00
(23)	Bicycle parking violations	\$15.00
(24)	Overtime parking violations	\$10.00
(25)	Left wheel to curb (car must be parked in direction of lawful traffic movement)	\$15.00

In the event any of the foregoing penalties are not paid within seven (7) days from the date of issuance of the traffic ticket or notice of violation, the amount of penalty shall double.

Section 2. This Ordinance shall take effect on July 1, 2009.

YEAS:

NAYS:

ABSENT:

I, Selina Tisdale, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a ye a vote of all the Councilmen present at a regular meeting of the City Council held Monday, May 11, 2009.

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Selina Tisdale, City Clerk

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Addition

**From:** Stockstikb@aol.com  
**Sent:** Monday, April 27, 2009 6:59 PM  
**To:** City of Midland  
**Subject:** proposed increase of parking violations(continuedand finished)

Dear City Council

In my opinion the recommended increases are too high. We don't need any more unnecessary costs. While some increase may be needed to off set costs I don't see how these increases can be justified. In light of the cost cuts related issues such as labor.fuel.and vehicle use and employee cuts cause me to question these amounts.I do not know about costs of pencils,paper.or chalk.

In my opinion increases for tax revenues ought to be at obuses that effects more people .

let me suggest a few ;

NEEDLES ELECTRIC WASTE who hasn't noticed the many big parking lot lights on during the day. This has to be costing every one of us .Increase cost of electricity to every one requiring more generating plants.

Fines to those are reckless with our resources. This would be a legitament revenue source . Thouands of dollars income for a critical need .

PEOPLE WHO NEED TWO PARKING SPACES.

They either don't know how or don't care on parking courtesy. this would benefit many . City and parking lot owners would not have to build or provide more spaces. this would more revenue .and achieve an education process to many people.

A quick trip around our city and you wouldsee the thousands of dollars in worth while revenue possiblies.

thanks

KENT STOCKSTILL

1410 CLAY ST

MIDLAND

989/636/7824

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